

Instruct. Smartt D Warfield Jr 3 No 2407 In the Circuit Court for Frederick County
 Frances E Shreeves & Ma 3 setting as a Court of Equity
 Shreeves his wife
 as
 Richard D Warfield 3 Interrogatories to be propounded to the witnesses to be
 Elizabeth Warfield
 and others 3 examined on the part of the complainant

1st Interrogatory. Are you or not acquainted with the parties
 to this suit and which of them and how long have you known them?

2nd Interrogatory. Are you or not acquainted with the children and heirs at law of
 Smartt D Warfield deceased? If yes, please state their names and which of any, of them
 are infants under the age of twenty one years

3^d Interrogatory. Are you or not acquainted with the real estate of which Smartt D
 Warfield deceased seized and possessed? If yes, will said real estate admit of a division amongst
 all his heirs at law without great injury and loss, will it or not, in your opinion, be for
 the benefit and advantage of all the parties interested, that said real estate should be sold
 and the proceeds distributed amongst them according to their respective rights

Grayson Eichelberger Solk for Complainant

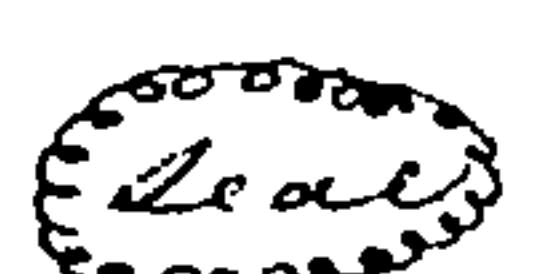
Return At the execution of the annexed commission issued out of the Circuit Court for
 Frederick County setting as a Court of Equity, and to me directed, and empowering me to
 examine evidences in the cause depending in the said Court between Smartt D Warfield
 Junr. Frances E Shreeves & all A Shreeves his wife Complainants, and Richard D
 Warfield, Elizabeth Warfield and others defendants. I Frederick J Nelson, Com.
 thereon named, having met on the 27th day of May 1852 at the office of Messrs
 Palmer & Eichelberger pursuant to previous notice being given to the parties, and taken
 the oath annexed to the said Commission, and having appointed William Mahony
 my clerk, and administering to him the oath annexed to the said Commission to be
 taken by him did proceed then and there to take the following deposition to wit

Jacob Fox a witness of lawful age produced in the part of the complainant,
 being duly sworn and examined to interrogatories filed with the Commissioner by the
 complainant and herewith returned, deposes and says To the first interrogatory, I
 know all the parties, have known them for a long time

To the second interrogatory, I am acquainted with them, their names are as follows,
 Minerva, now the wife of Francis E Shreeves, Smartt D, Elizabeth, Henrietta now
 the wife of John A Warfield, Richard D, Ann Matilda, now the wife of W H Jones.
 James H B Warfield and Rachel C are infants under the age of twenty one years

To the third interrogatory, I am acquainted with the real estate of which Smartt
 D. Warfield deceased seized and possessed, it will not admit of division among the heirs at
 law, without injury and loss it would cut up the land too much, and make the
 division to each too small, and it would be greatly to the interest and advantage of all
 the parties interested to have the land sold and the proceeds distributed among the
 parties according to their respective rights

There being no other witness to be
 examined and neither party desiring further time for the production of his evidences the
 Commissioner closed the said Commission and herewith return the same under his hand and
 seal this twenty seventh day of May A D 1852

Fred J Nelson Com 

Costs of Commission	to F J Nelson Com	\$ 4 00
	Wm Mahony Clerk	2 66 2/3
	Jacob Fox witness	66 2/3
		<hr/> \$ 7 33 1/3

Filed May 29 1852